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SIXTY-THIRD LEGISLATURE

FORTY-SEVENTH LEGISLATIVE DAY
FRIDAY, FEBRUARY 26, 2016

Senate Chamber

President Little called the Senate to order at 10:30 a.m.

Roll call showed all members present except Senator Rice, absent and formally excused by the Chair.

Prayer was offered by Father John Worster.

The Pledge of Allegiance was led by Tabitha Manor, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 25, 2016, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 26, 2016

The JUDICIARY AND RULES Committee reports that [S 1358](#), [S 1359](#), [S 1360](#), [S 1361](#), and [S 1362](#) have been correctly printed.

LODGE, Chairman

[S 1358](#) and [S 1359](#) were referred to the Commerce and Human Resources Committee.

[S 1360](#) was referred to the State Affairs Committee.

[S 1361](#) and [S 1362](#) were referred to the Judiciary and Rules Committee.

February 25, 2016

The HEALTH AND WELFARE Committee reports out [S 1322](#) and [S 1326](#) with the recommendation that they do pass.

HEIDER, Chairman

[S 1322](#) and [S 1326](#) were filed for second reading.

February 25, 2016

The HEALTH AND WELFARE Committee reports out [S 1341](#) with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

HEIDER, Chairman

There being no objection, [S 1341](#) was referred to the Fourteenth Order of Business, General Calendar.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

February 25, 2016

Dear Mr. President:

I transmit herewith [HCR 43](#), [H 493](#), [HCR 28](#), as amended, [H 356](#), as amended, [H 462](#), as amended, and [H 491](#), as amended, which have passed the House.

ALEXANDER, Chief Clerk

[HCR 43](#), [H 493](#), [HCR 28](#), as amended, [H 356](#), as amended, [H 462](#), as amended, and [H 491](#), as amended, were filed for first reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[HCR 43](#), by Revenue and Taxation Committee, was introduced, read at length, and referred to the Resources and Environment Committee.

[H 493](#), by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[HCR 28](#), as amended, by Transportation and Defense Committee, was introduced, read at length, and referred to the State Affairs Committee.

[H 356](#), as amended, by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 462](#), as amended, by Resources and Conservation Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

[H 491](#), as amended, by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[S 1353](#), by Finance Committee, was read the second time at length and filed for third reading.

[S 1293](#) and [S 1330](#), by Education Committee, were read the second time at length and filed for third reading.

[H 463](#), by Business Committee, was read the second time at length and filed for third reading.

[H 383](#), [H 417](#), and [H 455](#), by Agricultural Affairs Committee, were read the second time at length and filed for third reading.

[H 379](#), as amended in the Senate, by Education Committee, was read the second time at length and filed for third reading.

[S 1256](#), as amended, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[S 1260](#), as amended, by Agricultural Affairs Committee, was read the second time at length and filed for third reading.

[S 1297](#), as amended, as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

[H 341](#), by Health and Welfare Committee, was read the second time at length and filed for third reading.

[H 367](#), [H 369](#), and [H 440](#), by Business Committee, were read the second time at length and filed for third reading.

[H 459](#) and [H 476](#), by Education Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[S 1253](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Rice. Total - 1.

Total - 35.

Whereupon the President declared [S 1253](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1276](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Jordan arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Buckner-Webb, Burgoyne, Davis, Jordan, Lodge, Ward-Engelking. Total - 6.

NAYS—Anthon, Bair, Bayer, Brackett, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Keough, Lacey, Lakey, Lee, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Winder. Total - 29.

Total - 35.

Whereupon the President declared that [S 1276](#) had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

[S 1277](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Heider, Johnson, Jordan, Keough, Lacey, Lee, Lodge, Martin, Nonini, Schmidt, Stennett, Ward-Engelking, Winder. Total - 20.

NAYS—Bair, Bayer, Hagedorn, Harris, Hill, Lakey, McKenzie, Mortimer, Nuxoll, Patrick, Rice, Siddoway, Souza, Thayn, Vick. Total - 15.

Total - 35.

Whereupon the President declared [S 1277](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1240](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 33.

NAYS—Hagedorn, Nonini. Total - 2.

Total - 35.

Whereupon the President declared [S 1240](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1241](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1241](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1242](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nuxoll arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1242](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1278](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lacey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1278](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1304](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1304](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1344](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Brackett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Davis, Den Hartog, Guthrie, Harris, Heider, Hill, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Vick, Winder. Total - 27.

NAYS—Buckner-Webb, Burgoyne, Hagedorn, Johnson, Jordan, Stennett, Thayn, Ward-Engelking. Total - 8.

Total - 35.

Whereupon the President declared [S 1344](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1295](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 33.

NAYS—Lakey, Patrick. Total - 2.

Total - 35.

Whereupon the President declared [S 1295](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1296](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [S 1296](#) passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills were placed at the head of the Third Reading Calendar, followed by House bills amended in the Senate, followed by House bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12 noon until the hour of 10:45 a.m., Monday, February 29, 2016.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary